IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.204 OF 2007
WITH
APPEAL FROM ORDER NO.205 OF 2007

Neel Nandini 'B' Cooperative
Housing Society Ltd. and ors. ...Appellants
(in both the Appeals)

vs.

The Municipal Corporation of
Greater Bombay & Ors. ...Respondents
(in both the Appeals)

Mr.Anil C Singh with Mr.Dhanesh Shah for the Appellants
Mr.A.Y.Sakhare, Sr.Advocate with Ms Geeta Joglekar for Respondent No.1.
Mr A.K.Abhyankar, Sr Advocate with Vipul Jain i/by Vinod Mistry and Co for Respondent No.2 and 3.

CORAM: A.S.OKA,J.
DATE : APRIL 9,2007.

P.C.:

1. The submissions were heard in detail of the Counsel appearing for the parties on 4th April 2007. Today the Appeals are kept for passing orders.

2. The learned Counsel for the Appellants and the learned counsel for the second and third Respondents agree that the trial Court should be directed to dispose of the suit within a period of one year and till the disposal of the suit, the order dated 18th January 2007 passed by this Court in Appeal from Order No.837 of 2006 should continue to operate. The learned Counsel for the first Respondent has no objection to adopt the said course. The fourth Respondent is a formal party.

3. Hence, Appeals are disposed of by passing the following order :

i) Till the final disposal of the Appeal, ad-interim order passed by this Court on 18th January 2007 in Appeal from Order No.837 of 2006 will continue to operate.

ii) The Trial Court is directed to decide the suit as expeditiously as possible and in any event on or before 10th April 2008.

iii) It is made clear that all contentions of the parties on merits of the suit are expressly kept open.

iv) The Trial Court will decide the suit without being influenced by the ad-interim and interim orders passed by the said court as well as by this Court. No order as to costs.

v) Parties and the concerned Court to act upon an authenticated copy of this order.

JUDGE